

UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA

THERON JOHNNY MAXTON,
Plaintiff

v.

UNITED STATES,
Defendant

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:
: CIVIL NO. 1:13-CV-1893
:
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:

O R D E R

AND NOW, this 16th day of August, 2013, upon consideration of the Report and Recommendation ("R&R") (Doc. 7) of Magistrate Judge Blewitt, to which no objections have been filed, and upon independent review of the record, the court finds no error in the R&R and concludes that it should be adopted. Accordingly:

1. It is ORDERED that the R&R (Doc. 7) is ADOPTED.
2. Pursuant to the magistrate judge's recommendation, it is further ORDERED as follows:
 - a. Plaintiff's complaint (Doc. 1) is DISMISSED without prejudice. The Clerk of Court is directed to close this case.
 - b. Plaintiff's motion (Doc. 2) for leave to proceed *in forma pauperis* is GRANTED solely for the purpose of filing this action.

/s/ William W. Caldwell
William W. Caldwell
United States District Judge